METRABOLICANT:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

10/799,459

Confirmation 7698 Customer No. 000045021

TC A/U:

2856

Filed:

12 March 2004

Hadala, Anthony J.

Title:

A Temperature-Sensing Device for Determining the Level of a Fluid

Examiner:

Frank, Rodney T.

Docket:

1286

I certify that this correspondence is being sent to Mail Stop Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 with sufficient first class postage attached on 9 October 2006 and that my signature is given below.

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Communication

Dear Sir:

Per a status conversation of 11 September 06 with Examiner Frank it was learned that the PTOL-2038 credit card form, the 30 June 2006 amendment, and accompanying terminal disclaimer and Declaration Made Under 35 U.S.C. 132 were not entered in the file in response to the 31 January 06 Official Action. The foregoing documents as well as the USPTO dated stamped return receipt postcard were faxed 13 September 2006 to the Commissioner for Patents at 571-273-8300..

The applicant also paid the fees due 30 June 2006 by credit card; however, according to USPTO protocol that document was not submitted 13 September 2006. The PTOL-2038 credit card form is now enclosed.

Respectfully submitted,

Registration No. 27,186

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01 FC:2252

225.00 OP

02 FC:2814

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